

**RICHARD W. WIEKING**  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

CASE NO. C 07 5502 PVT

1        Upon reading the Stipulation and Order for Entry of Judgment in Interpleader and it  
2        appearing that Annuity & Life Reassurance America, Inc. ("Annuity & Life Re") has brought  
3        this action in interpleader, that this Court has jurisdiction of the parties and of the subject herein,  
4        and that good cause appears therefore,

5        **IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

6        1.        That Annuity & Life Re properly filed this complaint in interpleader and this is a  
7        proper cause for interpleader;

8        2.        That, by reason of the death of Jon S. Hugdahl ("decedent") on or about June 24,  
9        2007, Life Insurance Policy Number 1016113 (the "policy"), issued by Annuity & Life Re to  
10        decedent, became payable. The Policy provided \$50,000.000 term life insurance with an  
11        additional \$50,000.00 by virtue of the Guaranteed Purchase Option Endorsement under the  
12        policy for a face amount of \$100,000.00 (the "Insurance Proceeds");

13        3.        That defendants the Jon S. Hugdahl Family Trust, Jon C. Hugdahl, Paul A.  
14        Hugdahl and Marry C. Hugdahl (collectively "defendants") each claim entitlement to some or all  
15        of the Insurance Proceeds. To date, no other person or entity has made any claim to Annuity &  
16        Life Re for the Insurance Proceeds;

17        4.        That at all times, Annuity & Life Re was ready, willing and able to deliver the  
18        Insurance Proceeds to the person(s) or entity legally entitled thereto. However, by reason of  
19        actual and potential conflicting claims to the Insurance Proceeds, Annuity & Life Re did not  
20        know and was unable to determine the person(s) or entity legally entitled to them;

21        5.        That concurrently with the filing of its complaint in interpleader, Annuity & Life  
22        Re deposited with the clerk of this Court the Interpleader Funds, totalling One Hundred One  
23        Thousand, Three Hundred Sixty Nine Dollars and Eighty-Six Cents (\$101,369.86) which  
24        represents the Insurance Proceeds of \$100,000.00, plus interest of \$1,369.86;

25        6.        That having deposited the Interpleader Funds with the clerk of the Court on  
26        October 29, 2007, Annuity & Life Re is fully and forever released, discharged and acquitted of  
27        and from any liability of any kind or nature whatsoever under the Policy or by reason of the  
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1 death of decedent as to any and all claims, charges, demands, or otherwise that exist now or may  
2 arise at anytime in the future;

3 7. That defendants may proceed further with the pending action against and among  
4 each other only. Defendants are permanently enjoined from instituting or prosecuting any other  
5 proceeding, action or cross-action in any state or United States court against Annuity & Life Re  
6 arising out of their respective claims to the above-described Interpleader Funds; and

7 8. That Annuity & Life Re is dismissed from this action without cost to any party.

8  
9 **WHEREFORE**, the parties respectfully request that this Court enter its order on this  
10 stipulation.

11  
12 DATED: 3/28, 2008

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15 UNITED STATES DISTRICT COURT JUDGE

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